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FAX MESSAGE

Send To:

Name: **Examiner Binta Robinson**
Group 1625
Firm: **U.S. Patent and Trademark Office**

FAX Number: **703-746-5018**

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18/F
Adharma
12/9/03

From:

Name **Sally P. Teng**

Floor:

Operator Sending:

Telephone Number: **202-739-5734**

Time Sent:

Date Sent: **December 8, 2003**

Number of Pages (INCLUDING COVER PAGE): **19**

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U.S. Patent Application of Roger READ et al.
U.S. Serial No. 09/673,305
Filed: March 19, 2001
For: **PRODUCTION OF FURANONES**

Group 1625
Examiner: Robinson, Binta M.

Comments

Attached is a COPY of the Amendment and accompanying papers filed October 9, 2003.

Respectfully submitted,
Sally P. Teng
Reg. No. 45,397

PLEASE STAMP AND RETURN TO SHOW RECEIPT OF:

In re APPLICATION of:

Roger READ *et al.*

Appl. No.: 09/673,305

Filed: March 19, 2001

FOR: PRODUCTION OF FURANONES

Group Art Unit: 1625

Examiner: Robinson, Binta M.

1. AMENDMENT TRANSMITTAL FORM
2. AMENDMENT UNDER 37 C.F.R. § 1.111

Attorney Docket No.: 047763-5017-US

Dated: October 9, 2003

SPT/mk



DOCKETED

By 20 Date 076-03

PATENT
ATTORNEY DOCKET NO.: 047763-5017-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Roger READ, *et al.*

Application No.: 09/673,305

Filed: March 19, 2001

FOR: PRODUCTION OF FURANONES

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) Group Art Unit: 1625
)
) Examiner: Robinson, Binta M.
)
)

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Mail Stop Non-Fee Amendment
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment responding to the Office Action dated July 10, 2003.

2. Additional papers enclosed:

- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, copies of ___ references
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☐ Drawings: ☐ Formal ☐ Informal (Correction)

ATTORNEY DOCKET NO. : 047763-5017-US
Application No.: 09/673,305
Page 2

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00
<input type="checkbox"/> five months	\$2,010.00	\$1,005.00

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension of time fee due with this request: \$0.00

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Director is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

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Application No.: 09/673,305
Page 3

5. Fee Calculation (37 C.F.R. §1.16) (SMALL ENTITY)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	36	minus	48	0	x \$18/\$9 each=	\$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	10	minus	11	0	x \$84/\$43 each=	\$ 0.00
<input type="checkbox"/> First presentation of Multiple dependent claim(s)					\$290/\$145	\$ 0.00
SUB-TOTAL =						\$ 0.00
Fee for __ Month Extension of Time						\$ 0.00
Reduction by ½ for filing by a small entity						\$ 0.00
TOTAL FEE =						\$ 0.00

6. Fee Payment

- ☒ No fee is to be paid at this time.
- ☒ The Director is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully Submitted,
Morgan Lewis & Bockius LLP

Date:
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PATENT
ATTORNEY DOCKET NO.: 047763-5017-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

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2011 South Clark Place
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Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

AMENDMENT UNDER 37 C.F.R. § 1.111

This paper responds to the Office Action, dated July 10, 2003, time for response to which expires October 10, 2003. Applicants respectfully request reconsideration of this application in view of the following amendment and remarks.

Please amend the above-identified application as follows:

Amendment to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 13 of this paper.